

## IN THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application. An identifier indicating the status of each claim is provided.

### Listing of Claims

1. (Currently Amended) A data processing apparatus comprising:

a recorder for recording content data onto a recording medium; and

a controller for controlling said recorder such that when, after first timing in

which user instruction information indicating a first instruction to pause or stop recording of said content data is received from a user during recording of said content data onto said recording medium, user instruction information indicating a second instruction to resume recording said content data is received in third timing before second timing that is timing a preset period after said first timing,

said content data corresponding to a period from said first timing to said third timing is recorded on said recording medium so as to be continuous with said content data before said first timing;

a memory for temporarily storing said content data inputted to the memory,

wherein said controller controls said recorder to sequentially record said content data stored in said memory onto said recording medium;

said controller controls said recorder such that when user instruction information indicating said second instruction is received within a period from said first timing during the recording of said content data onto said recording medium to said second timing,

said content data corresponding to the period from said first timing to said third timing is read from said memory after said third timing and recorded on said recording medium;  
and

said controller controls said recorder such that when no user instruction information indicating said second instruction is received within the period from said first timing during the recording of said content data onto said recording medium to said second timing, said content data corresponding to the period from said first timing to said second timing is not recorded on said recording medium.

2. (Cancelled)

3. (Currently Amended) [[A]] The data processing apparatus as claimed in ~~claim 2~~claim 1, wherein said second timing is a time when a data amount of said content data stored in said memory after said first timing reaches a threshold value.

4. (Original) A data processing apparatus as claimed in claim 1,  
wherein said controller controls said recorder to sequentially record said content data onto said recording medium;

said controller controls said recorder such that when user instruction information indicating said second instruction is received within a period from said first timing during the recording of said content data onto said recording medium to said second timing, said content data corresponding to the period from said first timing to said third timing is retained on said recording medium; and

said controller controls said recorder such that when no user instruction information indicating said second instruction is received within the period from said first timing during the recording of said content data onto said recording medium to said second timing, said content data corresponding to a period from said first timing to said second timing is erased from said recording medium.

5. (Original) A data processing apparatus as claimed in claim 4, wherein said controller controls said recorder such that when no user instruction information indicating said second instruction is received within the period from said first timing to said second timing, said content data itself corresponding to the period from said first timing to said second timing is erased from said recording medium.

6. (Original) A data processing apparatus as claimed in claim 4, wherein when no user instruction information indicating said second instruction is received within the period from said first timing to said second timing, said controller treats said content data corresponding to the period from said first timing to said second timing as erased from said recording medium by excluding said content data corresponding to the period from said first timing to said second timing from a play list used for reproduction of said content data recorded on said recording medium so that said content data corresponding to the period from said first timing to said second timing is erased from said recording medium.

7. (Original) A data processing apparatus as claimed in claim 1, further comprising

a generator for generating time information,  
wherein said controller records said time information in association with said  
content data onto said recording medium by said recorder.

8. (Original) A data processing apparatus as claimed in claim 1, further  
comprising an image pickup device for obtaining said content data.

9. (Currently Amended) A data processing method comprising the steps of:  
recording content data onto a recording medium by a recorder; and  
controlling said recorder such that when, after first timing in which user  
instruction information indicating a first instruction to pause or stop recording of said content  
data is received from a user during processing of said recording step, user instruction information  
indicating a second instruction to resume recording said content data is received in third timing  
before second timing that is timing a preset period after said first timing, said content data  
corresponding to a period from said first timing to said third timing is recorded on said recording  
medium so as to be continuous with said content data before said first timing;

a step for temporarily storing said content data inputted to a memory in the  
memory,

wherein in the processing of said recording step, said content data stored by  
processing of said storing step is sequentially recorded onto said recording medium; and  
in processing of said controlling step, when user instruction information  
indicating said second instruction is received within a period from said first timing during  
recording of said content data onto said recording medium to said second timing, said content

data corresponding to the period from said first timing to said third timing is read from said memory after said third timing and recorded on said recording medium, and  
when no user instruction information indicating said second instruction is  
received within the period from said first timing to said second timing, said content data  
corresponding to the period from said first timing to said second timing is not recorded on said recording medium.

10. (Cancelled)

11. (Currently Amended) [[A]] The data processing method as claimed in ~~claim 10~~ claim 9,

wherein said second timing is a time when a data amount of said content data stored in said memory after said first timing reaches a threshold value.

12. (Original) A data processing method as claimed in claim 9,

wherein in the processing of said recording step, said content data is sequentially recorded onto said recording medium; and

in processing of said controlling step, when user instruction information indicating said second instruction is received within a period from said first timing during recording of said content data onto said recording medium to said second timing, said content data corresponding to the period from said first timing to said third timing is retained on said recording medium, and when no user instruction information indicating said second instruction is received within the period from said first timing to said second timing, said content data

corresponding to the period from said first timing to said second timing is erased from said recording medium.

13. (Original) A data processing method as claimed in claim 12, wherein in the processing of said controlling step, when no user instruction information indicating said second instruction is received within the period from said first timing to said second timing, said content data itself corresponding to the period from said first timing to said second timing is erased from said recording medium.

14. (Original) A data processing method as claimed in claim 12, wherein in the processing of said controlling step, when no user instruction information indicating said second instruction is received within the period from said first timing to said second timing, said content data corresponding to the period from said first timing to said second timing is treated as erased from said recording medium by excluding said content data corresponding to the period from said first timing to said second timing from a play list used for reproduction of said content data recorded on said recording medium so that said content data corresponding to the period from said first timing to said second timing is erased from said recording medium.

15. (Original) A data processing method as claimed in claim 9, further comprising:  
a step for generating time information,

wherein in the processing of said recording step, said time information is recorded in association with said content data onto said recording medium.

16. (Original) A data processing method as claimed in claim 9, further comprising a step for obtaining said content data.

17. (Currently Amended) A computer-readable medium storing a program that when executed causes for making a computer to carry out a data processing method, said data processing method comprising the steps of:

recording content data onto a recording medium by a recorder; and  
controlling said recorder such that when, after first timing in which user instruction information indicating a first instruction to pause or stop recording of said content data is received from a user during processing of said recording step, user instruction information indicating a second instruction to resume recording said content data is received in third timing before second timing that is timing a preset period after said first timing, said content data corresponding to a period from said first timing to said third timing is recorded on said recording medium so as to be continuous with said content data before said first timing;

a step for temporarily storing said content data inputted to a memory in the memory,

wherein in the processing of said recording step, said content data stored by processing of said storing step is sequentially recorded onto said recording medium; and

in processing of said controlling step, when user instruction information indicating said second instruction is received within a period from said first timing during

recording of said content data onto said recording medium to said second timing, said content data corresponding to the period from said first timing to said third timing is read from said memory after said third timing and recorded on said recording medium, and  
when no user instruction information indicating said second instruction is received within the period from said first timing to said second timing, said content data corresponding to the period from said first timing to said second timing is not recorded on said recording medium.